

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

In the Matter of

Amendment of Section 73.202(b),
FM Table of Allotments,
For FM Broadcast Stations.

(Lancaster and Pickerington, Ohio)

MB Docket No. 03-238
RM-10820

RECEIVED

MAR - 1 2004

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

To: Secretary, to forward to:

Assistant Chief (Allocations), Audio Division

FURTHER COMMENTS

North American Broadcasting Co., Inc. ("North American"), the licensee of
WEGE(FM), Westerville, Ohio (Facility ID No. 60099), by its attorneys, hereby respectfully
submits these further comments in connection with the *Notice of Proposed Rule Making*,
DA 03-238, released November 17, 2003, in the above-captioned docket (the "*NPRM*"). 1/

The *NPRM* proposes the reallocation of Channel 278A from Lancaster, Ohio, to
Pickerington, Ohio, to serve as Pickerington's first local transmission service, and proposes to
modify the license issued to Franklin Communications, Inc. ("Franklin") for Station WJZA to
specify operation at Pickerington instead of Lancaster. Franklin filed Comments in support of the
NPRM on the comment deadline of January 15, 2004, and both Franklin and North American filed
Reply Comments on the reply comment deadline of January 30, 2004. On February 18, 2004, the

1/ North American, by a separate Motion for Leave to File Further Comments, is requesting
Commission leave to file these Further Comments, which address new matters raised by the
petitioner in this proceeding.

No. of Copies rec'd
List ABCDE

014

“Sur-Reply of Franklin Communications, Inc. to Reply Comments” (the “Sur-Reply”) was filed in this docket by Franklin, accompanied by a “Motion to Accept Sur-Reply of Franklin Communications, Inc. to Reply Comments.” Also on February 18, 2004, Franklin filed pleadings in two application proceedings involving North American, one, an “Opposition to Petition for Reconsideration” relating to North American’s dismissed application for a construction permit for a minor change in the licensed facilities of WEGE(FM), FCC File No. BPH-20011221AAQ (the “2001 Application”), and, two, a “Reply to Opposition to Motion to Dismiss and Informal Objection” relating to North American’s pending application for a construction permit for a minor change in the licensed facilities of WEGE(FM), FCC File No. BPH-20040198ALM (the “2004 Application”).

North American’s Reply Comments in this docket noted that the 2004 Application, which was accepted by the Commission on January 12, 2004, does not meet the minimum spacing requirements of Section 73.207 of the Commission’s Rules to the reference coordinates specified in the *NPRM* for the proposed Pickerington allotment. However, it was noted that the 2004 Application *would* be fully spaced to the Pickerington allotment if the reference coordinates were changed to 39°55'42" N, 82°38'42" W (the “Alternate Reference Coordinates”). ^{2/} North American cited to the Commission’s *Conflicts* policy, which, in cases in which a proposed allotment conflicts with a construction permit application, requires, when possible, accommodation of both the construction permit application and the proposed allotment by a site

^{2/} North American demonstrated that a station operating on Channel 278A from the Alternate Reference Coordinates would place the requisite 70 dBμ contour over the entire community of Pickerington and would comply with the Commission’s minimum spacing requirements

restriction on or channel change to the proposed allotment. ^{3/} North American showed that from the Alternate Reference Coordinates, there would be a net gain in WJZA's 60 dBμ service over that currently provided by Station WJZA of 82,972 persons and a slight loss of 11 square kilometers, and that both the gain and loss areas from the Alternate Reference Coordinates are well-served. North American noted that to the extent that WJZA's operation from the Alternate Reference Coordinates would result in a lesser population gain than from the reference coordinates suggested by the petitioner, that difference is more than outweighed by the net increase in population served (530,223 persons) that would result from the grant and implementation of the 2004 Application. Moreover, implementation of the 2004 Application would eliminate a grandfathered short-spacing. Hence, North American demonstrated that the public interest would best be served by the accommodation of both proposals.

North American also noted in its Reply Comments that while the 2004 Application is not fully spaced to the Class C license of WPAY-FM, Portsmouth, Ohio, it is fully spaced to the granted Class C construction permit for WPAY-FM, as well as to WPAY-FM as reclassified to Class C0 (WPAY-FM having been the subject of a reclassification proceeding), and therefore the 2004 Application had requested, to the extent necessary, waivers of Sections 73.207(b) and 73.3517 of the Commission's Rules.

Franklin asserts in its Reply Comments that the 2004 Application should not be considered as a counterproposal in this allocations docket because of the "application's non-

^{3/} See *Conflicts Between Applications and Petitions for Rule Making to Amend the FM Table of Allotments*, 7 FCC Rcd 4917 (1992) ("Conflicts"), recon. granted in part and denied in part, 8 FCC Rcd 4743 (1993).

compliance with the Commission's rules...." 4/ Franklin, as has Radio Stations WPAY/WPFB, Inc. ("WPAY Inc."), the licensee of WPAY-FM, has opposed the 2004 Application. For the reasons set out by North American in its 2004 Application and in its pleadings in support of the 2004 Application, 5/ the public interest benefits of the 2004 Application justify any waivers that might be necessary for action on the application. Rather than reiterate these grounds for grant of the 2004 Application, North American hereby incorporates by reference its filings in the 2004 Application proceeding. 6

Franklin's other contentions in its Reply and Sur-Reply are addressed in North American's pleadings relating to the 2004 Application, and will not be exhaustively repeated here. By way of summary, the 2004 Application is not an impediment to the adoption of

4/ See Franklin Reply Comments at 2-3.

5/ See North American's "Opposition to Motion to Dismiss and Informal Objection" dated February 5, 2004, and North American's "Consolidated Response" dated March 1, 2004, in FCC File No. BPH-20040198ALM. For convenience, copies of the 2004 Application and North American's pleadings relating to the 2004 Application are attached hereto at Attachments A-C.

6/ Franklin and WPAY Inc. cite to several cases which state that counterproposals must be fully-spaced and technically acceptable at the time of the counterproposal filing deadline. See, e.g., *Broken Arrow and Bixby, Oklahoma, and Coffeyville, Kansas*, 3 FCC Rcd 6507 at n.2 (1988), *Springdale, Arkansas, Carthage, Aurora and Willard, Missouri*, 4 FCC Rcd 674 at n.7 (Deputy Chief, Policy and Rules Div. 1988); *Kaukauna and Cleveland, Wisconsin*, 6 FCC Rcd 7142 at n.1 (Ass't Chief, Allocations Br. 1991); *Cut and Shoot, Texas*, 11 FCC Rcd 16383 (Chief, Policy and Rules Div. 1996). It is, of course, fundamental Commission policy that proposals to change the FM Table of Allotments must be fully-spaced, and these cases simply implement that basic policy. They are not applicable here, however, because the technical short-spacing to the abandoned Class C licensed facilities of WPAY-FM does not involve an allotment change – but rather relates to North American's construction permit application, which duly requested, to the extent necessary, a waiver of Section 73.207(b). As to *Oswego and Granby, New York*, 16 FCC Rcd 16927 (Chief, Allocations Br. 2001), *recon. dismissed as moot*, 18 FCC Rcd 17615 (Ass't Chief, Audio Div. 2003), on reconsideration the Audio Division did not reach the issue of the proper accommodation of a construction permit application with an allotment proposal because the application there was subsequently dismissed on technical grounds, which were not contested by the applicant.

the proposed reallocation of WJZA to Pickerington, but rather, with the site restriction suggested by North American, both the 2004 Application and the Pickerington allotment may be implemented, thereby resulting in a net service gain of over 613,00 persons, a first local transmission service to Pickerington and the elimination of a grandfathered short-spacing. In light of the overall public interest benefit, and the continued ability of WJZA to provide 70 dBμ service to all of Pickerington, it is not material to the Commission's mandate to optimize spectrum efficiency that the increase in population served by WJZA would not be as great from the Alternate Reference Coordinates. As to the unjust abuse of process charges, North American has cited to the Commission's Class C/Class C0 reclassification policy in support of the grant of the modification of WEGE; merely because the matter is a case of first impression does not warrant the charges against North American. Moreover, it should be noted that North American is the *only* party in this rule making or the application proceedings whose proposal provides the greatest cumulative public benefit *and* accommodates all the parties' stated goals -- Franklin's to provide first local transmission service to Pickerington, WPAY Inc.'s to upgrade to full Class C facilities pursuant to its granted construction permit, and North American's to improve WEGE's served population by over a half-million persons, while still serving the needs, interests and concerns of the residents of Westerville.

For the reasons set forth in North American's comments in this proceeding, and in the filings incorporated by reference here, if the Commission concludes that it should adopt the proposal to reallocate Channel 278A from Lancaster to Pickerington, Ohio, such reallocation should be based on the Alternate Reference Coordinates and include the appropriate site restriction, so that the 2004 Application *and* the proposed Pickerington reallocation may both be implemented, thereby cumulatively best serving the public interest.

Respectfully submitted,

**NORTH AMERICAN BROADCASTING
CO., INC.**

By: 
Marissa G. Repp

HOGAN & HARTSON L.L.P.
555 Thirteenth Street, N.W.
Washington, DC 20004-1109
(202) 637-6845

Its Attorneys

March 1, 2004

Attachment A

WEGE 2004 Application, File No. BPH-20040198ALM

Federal Communications Commission Washington, D.C. 20554	Approved by OMB 3060-0027 (June 2002)	FOR FCC USE ONLY
FCC 301		FOR COMMISSION USE ONLY FILE NO. BPH - 20040108ALM
APPLICATION FOR CONSTRUCTION PERMIT FOR COMMERCIAL BROADCAST STATION		
Read INSTRUCTIONS Before Filling Out Form		

Section I - General Information

1.	Legal Name of the Applicant NORTH AMERICAN BROADCASTING CO., INC.		
	Mailing Address 1458 DUBLIN ROAD		
	City COLUMBUS	State or Country (if foreign address) OH	ZIP Code 43215 -
	Telephone Number (include area code) 6144817800		E-Mail Address (if available) MMNICH@NABCO-INC.COM
	FCC Registration Number: 0003004066	Call Sign WEGE	Facility ID Number 60099
2.	Contact Representative (if other than Applicant) MARISSA G. REPP		Firm or Company Name HOGAN & HARTSON LLP
	Telephone Number (include area code) 2026376845		E-Mail Address (if available) MGREPP@HHLAW.COM
3.	If this application has been submitted without a fee, indicate reason for fee exemption (see 47 C.F.R. Section 1.1114): <input type="radio"/> Governmental Entity <input type="radio"/> Other		
4.	Application Purpose <input type="radio"/> New station <input type="radio"/> Major Change in licensed facility <input checked="" type="radio"/> Minor Change in licensed facility <input type="radio"/> Major Modification of construction permit <input type="radio"/> Minor Modification of construction permit <input type="radio"/> Major Amendment to pending application <input type="radio"/> Minor Amendment to pending application <input type="checkbox"/> NA (a) File number of original construction permit: (b) Service Type: <input type="radio"/> AM <input checked="" type="radio"/> FM <input type="radio"/> TV <input type="radio"/> DTV (c) Community of License: City: WESTERVILLE State: OH (d) Facility Type: <input checked="" type="radio"/> Main <input type="radio"/> Auxiliary If an amendment, submit as an Exhibit a listing by Section and Question Number the portions of the pending application that are being revised. [Exhibit 1]		

NOTE: In addition to the information called for in this section, an explanatory exhibit providing full particulars must be submitted for each question for which a "No" response is provided.

Section II - Legal

1.	Certification. Applicant certifies that it has answered each question in this application based on its review of the application instructions and worksheets. Applicant further certifies that where it has made an affirmative certification below, this certification constitutes its representation that the application satisfies each of the pertinent standards and criteria set forth in the application instructions and worksheets.	<input checked="" type="radio"/> Yes <input type="radio"/> No
2.	Parties to the Application.	

<p>a. List the applicant, and, if other than a natural person, its officers, directors, stockholders with attributable interests, non-insulated partners and/or members. If a corporation or partnership holds an attributable interest in the applicant, list separately its officers, directors, stockholders with attributable interests, non-insulated partners and/or members. Create a separate row for each individual or entity. Attach additional pages if necessary.</p> <p>(1) Name and address of the applicant and each party to the application holding an attributable interest (if other than individual also show name, address and citizenship of natural person authorized to vote the stock or holding the attributable interest). List the applicant first, officers next, then directors and, thereafter, remaining stockholders and other entities with attributable interests, and partners.</p> <p>(2) Citizenship.</p> <p>(3) Positional Interest: Officer, director, general partner, limited partner, LLC member, investor/creditor attributable under the Commission's equity/debt plus standard, etc.</p> <p>(4) Percentage of votes.</p> <p>(5) Percentage of total assets (equity plus debt).</p> <p>[Enter Parties/Owners Information]</p>	
<p>b. Applicant certifies that equity and financial interests not set forth above are non-attributable.</p>	<p><input type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A See Explanation in [Exhibit 2]</p>
<p>3. Other Authorizations. List call signs, locations, and facility identifiers of all other broadcast stations in which applicant or any party to the application has an attributable interest.</p>	<p><input type="checkbox"/> N/A [Exhibit 3]</p>
<p>4. Multiple Ownership.</p> <p>a. Applicant certifies that the proposed facility:</p> <ol style="list-style-type: none"> 1. complies with the Commission's multiple and cross-ownership rules; 2. does not present an issue under the Commission's policies relating to media interests of immediate family members; 3. complies with the Commission's policies relating to future ownership interests; and 4. complies with the Commission's restrictions relating to the insulation and non-participation of non-party investors and creditors. <p>b. Radio Applicants Only. If the grant of the application would result in certain principal community service contour overlaps, see Local Radio Ownership Worksheet, Question 1, applicant certifies that all relevant information has been placed in public inspection file(s) and submitted to the Commission.</p>	<p><input type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 4]</p> <p><input type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A See Explanation in [Exhibit 5]</p>
<p>5. Character Issues. Applicant certifies that neither applicant nor any party to the application has or has had any interest in or connection with:</p> <ol style="list-style-type: none"> a. any broadcast application in any proceeding where character issues were left unresolved or were resolved adversely against the applicant or party to the application; or b. any pending broadcast application in which character issues have been raised. 	<p><input type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 6]</p>
<p>6. Adverse Findings. Applicant certifies that, with respect to the applicant and any party to the application, no adverse finding has been made, nor has an adverse final action been taken by any court or administrative body in a civil or criminal proceeding brought under the provisions of any law related to any of the following: any felony; mass media-related antitrust or unfair competition; fraudulent statements to another government unit; or discrimination.</p>	<p><input type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 7]</p>
<p>7. Alien Ownership and Control. Applicant certifies that it complies with the provisions of Section 310 of the Communications Act of 1934, as amended, relating to interests of aliens and foreign governments.</p>	<p><input type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 8]</p>
<p>8. Program Service Certification. Applicant certifies that it is cognizant of and will comply with its obligations as a commission licensee to present a program service responsive to the issues of public concern facing the station's community of license and service area.</p>	<p><input type="radio"/> Yes <input type="radio"/> No</p>
<p>9. Local Public Notice. Applicant certifies that it has or will comply with the public notice requirements of 47 C.F.R. Section 73.3580.</p>	<p><input type="radio"/> Yes <input type="radio"/> No</p>

10.	Auction Authorization. If the application is being submitted to obtain a construction permit for which the applicant was the winning bidder in an auction, then the applicant certifies, pursuant to 47 C.F.R. Section 73.5005(a), that it has attached an exhibit containing the information required by 47 C.F.R. Sections 1.2107(d), 1.2110(i), 1.2112(a) and 1.2112(b), if applicable.	<input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A [Exhibit 9]
An exhibit is required unless this question is inapplicable.		
11.	Anti-Drug Abuse Act Certification. Applicant certifies that neither applicant nor any party to the application is subject to denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862.	<input checked="" type="radio"/> Yes <input type="radio"/> No
12.	Equal Employment Opportunity (EEO). If the applicant proposes to employ five or more full-time employees, applicant certifies that it is filing simultaneously with this application a Model EEO Program Report on FCC Form 396-A.	<input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A

I certify that the statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith. I acknowledge that all certifications and attached Exhibits are considered material representations. I hereby waive any claim to the use of any particular frequency as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and request an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended.)

Typed or Printed Name of Person Signing MATTHEW MNICH	Typed or Printed Title of Person Signing PRESIDENT
Signature	Date 01/08/2004

WILLFUL FALSE STATEMENTS ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001), AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 312(a)(1)), AND/OR FORFEITURE (U.S. CODE, TITLE 47, SECTION 503).

Section III-B - FM Engineering		
TECHNICAL SPECIFICATIONS		
Ensure that the specifications below are accurate. Contradicting data found elsewhere in this application will be disregarded. All items must be completed. The response "on file" is not acceptable.		
TECH BOX		
1.	Channel Number: 280	
2.	Class (select one): <input checked="" type="radio"/> A <input type="radio"/> B1 <input type="radio"/> B <input type="radio"/> C3 <input type="radio"/> C2 <input type="radio"/> C1 <input type="radio"/> C0 <input type="radio"/> C <input type="radio"/> D	
3.	Antenna Location Coordinates: (NAD 27) Latitude: Degrees 40 Minutes 5 Seconds 24 <input checked="" type="radio"/> North <input type="radio"/> South Longitude: Degrees 82 Minutes 56 Seconds 52 <input checked="" type="radio"/> West <input type="radio"/> East	
4.	One Step Proposal Allotment Coordinates: (NAD 27) <input checked="" type="checkbox"/> Not Applicable Latitude: Degrees Minutes Seconds <input type="radio"/> North <input type="radio"/> South Longitude: Degrees Minutes Seconds <input type="radio"/> West <input type="radio"/> East	
5.	Antenna Structure Registration Number: <input type="checkbox"/> Not Applicable <input checked="" type="checkbox"/> Notification filed with FAA	
6.	Overall Tower Height Above Ground Level:	106meters
7.	Height of Radiation Center Above Mean Sea Level:	367 meters(H) 367 meters(V)
8.	Height of Radiation Center Above Ground Level:	102meters(H) 102meters(V)
9.	Height of Radiation Center Above Average Terrain:	100meters(H) 100meters(V)

10.	Effective Radiated Power:	6 kW(H)	6 kW(V)
11.	Maximum Effective Radiated Power: <input checked="" type="checkbox"/> Not Applicable (Beam-Tilt Antenna ONLY)	kW(H)	kW(V)
12.	Directional Antenna Relative Field Values: <input checked="" type="checkbox"/> Not applicable (Nondirectional) Rotation (Degrees): 0 <input type="checkbox"/> No Rotation		

Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
0		10		20		30		40		50	
60		70		80		90		100		110	
120		130		140		150		160		170	
180		190		200		210		220		230	
240		250		260		270		280		290	
300		310		320		330		340		350	
Additional Azimuths											

Relative Field Polar Plot

NOTE: In addition to the information called for in this section, an explanatory exhibit providing full particulars must be submitted for each question for which a "No" response is provided.

CERTIFICATION

AUXILIARY ANTENNA APPLICANTS ARE NOT REQUIRED TO RESPOND TO ITEMS 13-16. PROCEED TO ITEM 17.

13.	Allotment. The proposed facility complies with the allotment requirements of 47 C.F.R. Section 73.203.	<input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 21]
14.	Community Coverage. The proposed facility complies with 47 C.F.R. Section 73.315.	<input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 22]
15.	Main Studio Location. The proposed main studio location complies with 47 C.F.R. Section 73.1125.	<input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 23]
16.	Interference. The proposed facility complies with all of the following applicable rule sections: Check all those that apply:	
Separation Requirements. <input checked="" type="checkbox"/> a) 47 C.F.R. Section 73.207		<input type="radio"/> Yes <input checked="" type="radio"/> No See Explanation in [Exhibit 24]
Grandfathered Short-Spaced.		
<input type="checkbox"/> b) 47 C.F.R. Section 73.213(a) with respect to station(s): [Exhibit 25] Exhibit required		
<input type="checkbox"/> c) 47 C.F.R. Section 73.213(b) with respect to station(s): [Exhibit 26] Exhibit required		
<input type="checkbox"/> d) 47 C.F.R. Section 73.213(c) with respect to station(s): [Exhibit 27] Exhibit required.		
Contour Protection [Exhibit 28]		

<input type="checkbox"/> e) 47 C.F.R. Section 73.215 with respect to station(s): Exhibit required.	
17. Environmental Protection Act. The proposed facility is excluded from environmental processing under 47. C.F.R. Section 1.1306 (i.e., The facility will not have a significant environmental impact and complies with the maximum permissible radiofrequency electromagnetic exposure limits for controlled and uncontrolled environments). Unless the applicant can determine compliance through the use of the RF worksheets in Appendix A, an Exhibit is required. By checking "Yes" above, the applicant also certifies that it, in coordination with other users of the site, will reduce power or cease operation as necessary to protect persons having access to the site, tower or antenna from radiofrequency electromagnetic exposure in excess of FCC guidelines.	<input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 29]
PREPARERS CERTIFICATION ON PAGE 3 MUST BE COMPLETED AND SIGNED.	

SECTION III - PREPARER'S CERTIFICATION

I certify that I have prepared Section III (Engineering Data) on behalf of the applicant, and that after such preparation, I have examined and found it to be accurate and true to the best of my knowledge and belief.

Name MICHAEL D. RHODES, P.E.		Relationship to Applicant (e.g., Consulting Engineer) CONSULTING ENGINEER	
Signature		Date 01/07/2004	
Mailing Address CAVELL, MERTZ & DAVIS, INC. 7839 ASHTON AVE.			
City MANASSAS	State or Country (if foreign address) VA	Zip Code 20109 -	
Telephone Number (include area code) 7033929090	E-Mail Address (if available) MRHODES@CMDCONSULTING.COM		

WILLFUL FALSE STATEMENTS ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001), AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 312(a)(1)), AND/OR FORFEITURE (U.S. CODE, TITLE 47, SECTION 503).

Exhibits

Exhibit 4

Description: EXHIBIT 4 - COMPLIANCE WITH RADIO MULTIPLE OWNERSHIP

ATTACHED AS FIGURE 1 IS A MAP DEPICTING THE OVERLAPPING PRINCIPAL COMMUNITY COVERAGE CONTOURS OF NORTH AMERICAN BROADCASTING'S PERTINENT, COMMONLY OWNED STATIONS: WEGE(FM), WBZX(FM), AND WMNI(AM). AS SHOWN THEREON, THERE ARE AT LEAST TEN (10) OTHER COMMERCIAL OPERATING STATIONS WITH TRANSMITTER SITES WITHIN THE COLLECTIVE PRINCIPAL COMMUNITY CONTOURS OF THE THREE COMMONLY OWNED STATIONS. EVEN IF THERE WERE ONLY THIRTEEN COMMERCIAL STATION OPERATING IN COLUMBUS, OHIO, THE COMMON OWNERSHIP OF THREE OF THOSE STATIONS WOULD NOT EXCEED THE 50% THRESHOLD. THUS, THE PROPOSED MODIFICATION OF WEGE (FM) CONTINUES TO COMPLY WITH SECTION 73.3555 OF THE COMMISSION'S RULES.

Attachment 4

Description
Exhibit 4 - Engineering Exhibit - Radio Multiple Ownership

Exhibit 5

Description: LOCAL RADIO OWNERSHIP

SEE EXHIBIT 4.

Attachment 5

Exhibit 24

Description: EXHIBIT 24 - NATURE OF PROPOSAL - ALLOCATION CONSIDERATIONS

ATTACHED AS EXHIBIT 24

Attachment 24

Description
Exhibit 24 - Nature of Proposal - Allocation Considerations

Exhibit 29

Description: EXHIBIT 29 - ENVIRONMENTAL CONSIDERATIONS

ATTACHED AS EXHIBIT 29

Attachment 29

Description
Exhibit 29 - Environmental Considerations

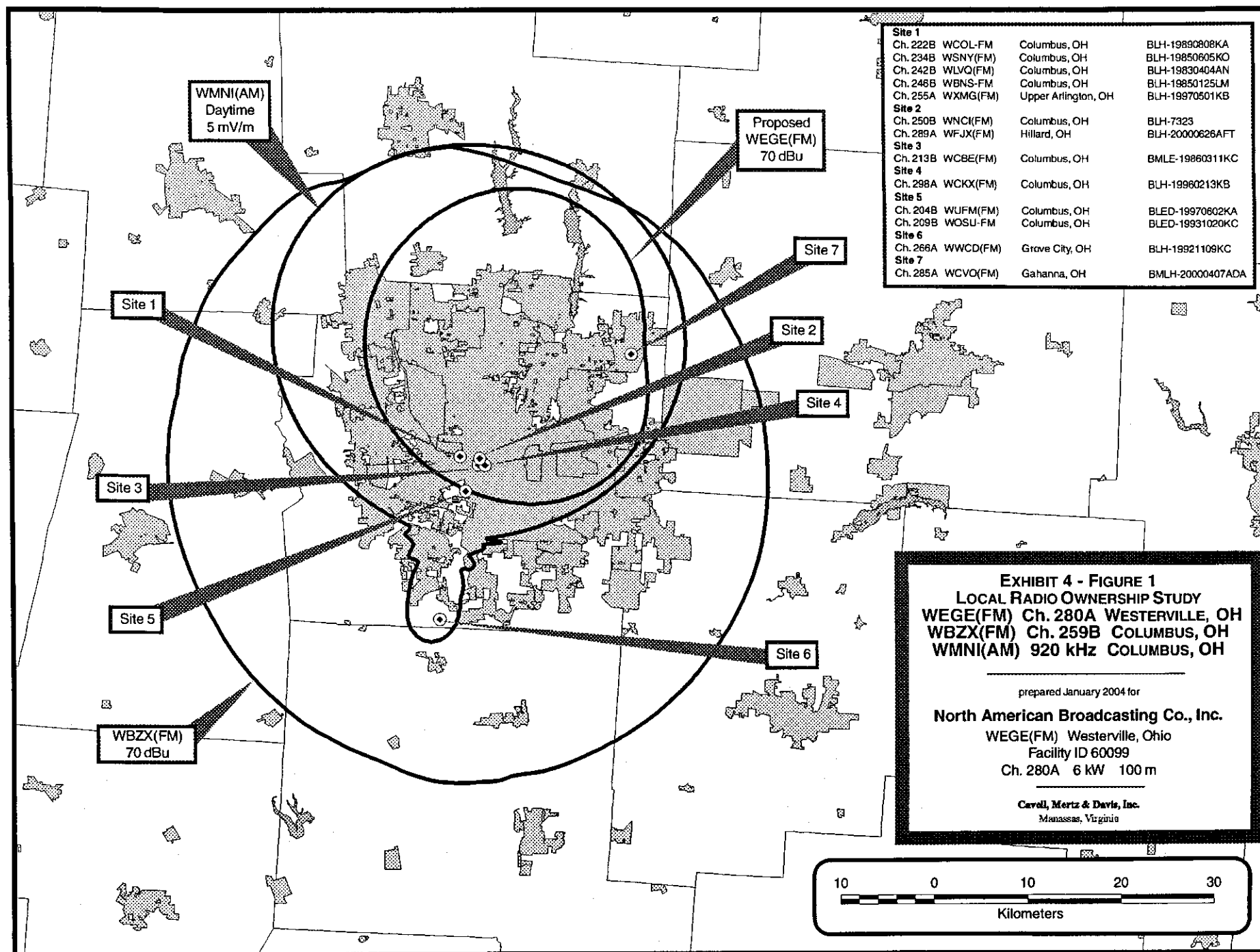


Exhibit 24 - Statement A
NATURE OF THE PROPOSAL
prepared for
North American Broadcasting Co., Inc.
WEGE(FM) Westerville, Ohio
Facility ID 60099
Ch. 280A 6 kW 100 m

North American Broadcasting Co., Inc. ("North American") is the licensee of WEGE(FM), Ch. 280A in Westerville, OH. WEGE is currently licensed to operate with an effective radiated power ("ERP") of 5.1 kW at an antenna height above average terrain ("HAAT") of 106 meters with a directional antenna. *North American* seeks to relocate the WEGE transmitter to a new site and utilize an omni directional antenna system. Under the instant proposal WEGE will operate with an ERP of 6 kW and an antenna HAAT of 100 meters.

A "Notice of Proposed Construction or Alteration" has been submitted to the FAA for the new tower structure. Upon receipt of a "Determination of No Hazard" the structure will be registered with the FCC.

The principal community of Westerville is encompassed by the proposed WEGE 70 dBμ coverage contour. The attached **Exhibit 24 - Figure 1** supplies a coverage contour map for the proposed WEGE facility. According to the 2000 Census figures, the proposed facility provides 60 dBμ coverage to a total of 1,217,618 persons, including 549,871 more persons than the licensed WEGE facility. Only 19,648 persons currently covered by the WEGE 60 dBμ contour will lose 60 dBμ coverage resulting in a net gain of 530,223 persons in the WEGE proposed coverage area.

The proposed WEGE facility meets all of the minimum distance separation requirements of §73.207(b) of the Rules with respect to all other pertinent stations and allotments as contained in the Commission's CDBS database, with the exception of the licensed Class C facility of WPAY-FM, Portsmouth, Ohio and a Rulemaking Proposal for Channel 278A at Pickerington, Ohio¹. An allocations spacing summary table is provided as **Exhibit 24 - Table 1**.

¹ *Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Lancaster and Pickerington, Ohio), MB Docket No. 03-238, RM-10820, DA 03-3648, released November 17, 2003.*

Exhibit 24 - Statement A
NATURE OF THE PROPOSAL
(Page 2 of 2)

WPAY-FM Portsmouth, Ohio

WPAY-FM is presently licensed as a Class C facility with an ERP of 100 kW and antenna HAAT of 305 meters. This facility does not meet the revised Class C minimum HAAT of 451 meters and was subject to reclassification as a Class C0 under Note 4 of §73.3573. In response to a triggering application filed by *North American* (file number BPH-20011221AAQ), the licensee of WPAY-FM applied for and was granted a Construction Permit ("CP" file number BPH-20021023ABC). This CP enables WPAY-FM to remain a full Class C facility albeit at a much different location from its licensed facility. The WEGE facility proposed herein is fully spaced to the authorized WPAY-FM Class C CP facility.

As required under Note 4 of §73.3573, the WPAY-FM Licensed Class C facility will be reclassified as a Class C0 station if the construction is not completed as authorized. Therefore, the proposed WEGE operation will be fully spaced to the WPAY-FM licensed facility as a Class C0 should the WPAY-FM CP expire. A waiver of §73.207(b) and §73.3517 to the extent necessary, is hereby respectfully requested on behalf of *North American*. Further, *North American* requests that, if necessary, the WEGE construction permit be conditional upon the grant of program test authority for the authorized WPAY-FM facility.

Pickerington, Ohio

A Petition for Rulemaking was recently filed which proposes to change the community of license of WJZA Channel 278A at Lancaster, Ohio to Pickerington, Ohio. The instant application would be fully spaced to the Pickerington allotment if the allotment coordinates were changed to 39°55'42" N, 82°38'42" W. An allotment located at these coordinates will be fully spaced to all other pertinent stations and will permit coverage of Pickerington with the required 70 dBμ signal.

The proposed operation of WEGE is located 178.3 km from the Canadian border, however the proposed relocation of the WEGE facility is an increase in the distance to the Canadian border. As demonstrated herein, the proposed operation of WEGE, with the noted exceptions, complies with all applicable Commission rules and policies.

Exhibit 24 - Table 1
ALLOCATION SPACING SUMMARY
 prepared for
North American Broadcasting Co., Inc.
 WEGE(FM) Westerville, Ohio
 Facility ID 60099
 Ch. 280A 6 kW 100 m

REFERENCE
 40 05 24 N
 82 56 52 W

CLASS = A
 Current Spacings

DISPLAY DATES
 DATA 01-02-04
 SEARCH 01-05-04

----- Channel 280 - 103.9 MHz -----								
Call	Channel	Location	Dist	Azi	FCC	Margin		
WPAYFM LIC	281C	Portsmouth	OH 151.92	181.8	165.0	-13.08		
WPAYFM LIC	281C0	Portsmouth	OH 151.92	181.8	152.0	-		
0.08*								
RADD	ADD	278A	Pickerington	OH 27.51	126.1	31.0		
-3.49**								
WXEG	LIC	280A	Beavercreek	OH 115.41	249.6	115.0	0.41	
RDEL	DEL	278A	Lancaster	OH 36.40	133.5	31.0	5.40	
WJZA	LIC	278A	Lancaster	OH 36.40	133.5	31.0	5.40	
WCKYFM	LIC	279B	Tiffin	OH 119.17	347.9	113.0	6.17	
AP279	APP	279D	London	OH 41.80	247.2	34.0	7.80	
AP279	APP	279D	Lodon	OH 41.80	247.2	34.0	7.80	
WFCB	APP	227B	Ashville	OH 23.91	186.7	15.0	8.91	
WJZK	LIC	282A	Richwood	OH 40.38	306.7	31.0	9.38	
W280CY	LIC	280D	Mcconnelsville	OH 105.61	117.8	85.0	20.61	
WPAYFM	CP	281C	Portsmouth	OH 186.20	184.9	165.0	21.20	
AP279	APP	279D	Urbana	OH 65.51	275.2	34.0	31.51	
AP279	APP	279D	Urbana	OH 65.51	275.2	34.0	31.51	
ALLO	VAC	279A	Mcconnelsville	OH 106.40	117.3	72.0	34.40	
RADD	ADD	227B	Ashville	OH 52.29	174.3	15.0	37.29	
RDEL	DEL	227B	Chillicothe	OH 52.29	174.3	15.0	37.29	
WFCB	LIC	227B	Chillicothe	OH 57.06	194.1	15.0	42.06	
WFCB	CP	227B	Ashville	OH 57.06	194.1	15.0	42.06	
WQKT	LIC	283B	Wooster	OH 117.93	48.2	69.0	48.93	
AP277	APP	277D	Zanesville	OH 79.45	101.0	26.0	53.45	
WQAL	CP	281B	Cleveland	OH 172.39	35.8	113.0	59.39	
AP277	APP	277D	Green Meadows	OH 85.51	255.4	26.0	59.51	
AP277	APP	277D	Green Meadows	OH 85.51	255.4	26.0	59.51	
AP277	APP	277D	Green Meadows	OH 85.51	255.4	26.0	59.51	
AP280	APP	280D	Parkersburg	WV 144.67	126.4	85.0	59.67	
WQAL	LIC	281B	Cleveland	OH 176.78	35.4	113.0	63.78	
WETZFM	LIC	280A	New Martinsville	WV 180.72	105.0	115.0	65.72	

* Spacing shown to the WPAY-FM Licensed facility operating as a Class C0. See Engineering Statement. Spacing criteria is met when rounded to nearest kilometer, per §73.208.

**Spacing criteria met when allotment is located at 39°55'42"N, 82°38'42"W. See Engineering Statement.

EXHIBIT 24 - FIGURE 1
COVERAGE CONTOUR MAP

prepared January 2004 for

North American Broadcasting Co., Inc.
WEGE(FM) Westerville, Ohio
Facility ID 60099
Ch. 280A 6 kW 100 m

Cavell, Mertz & Davis, Inc.
Manassas, Virginia

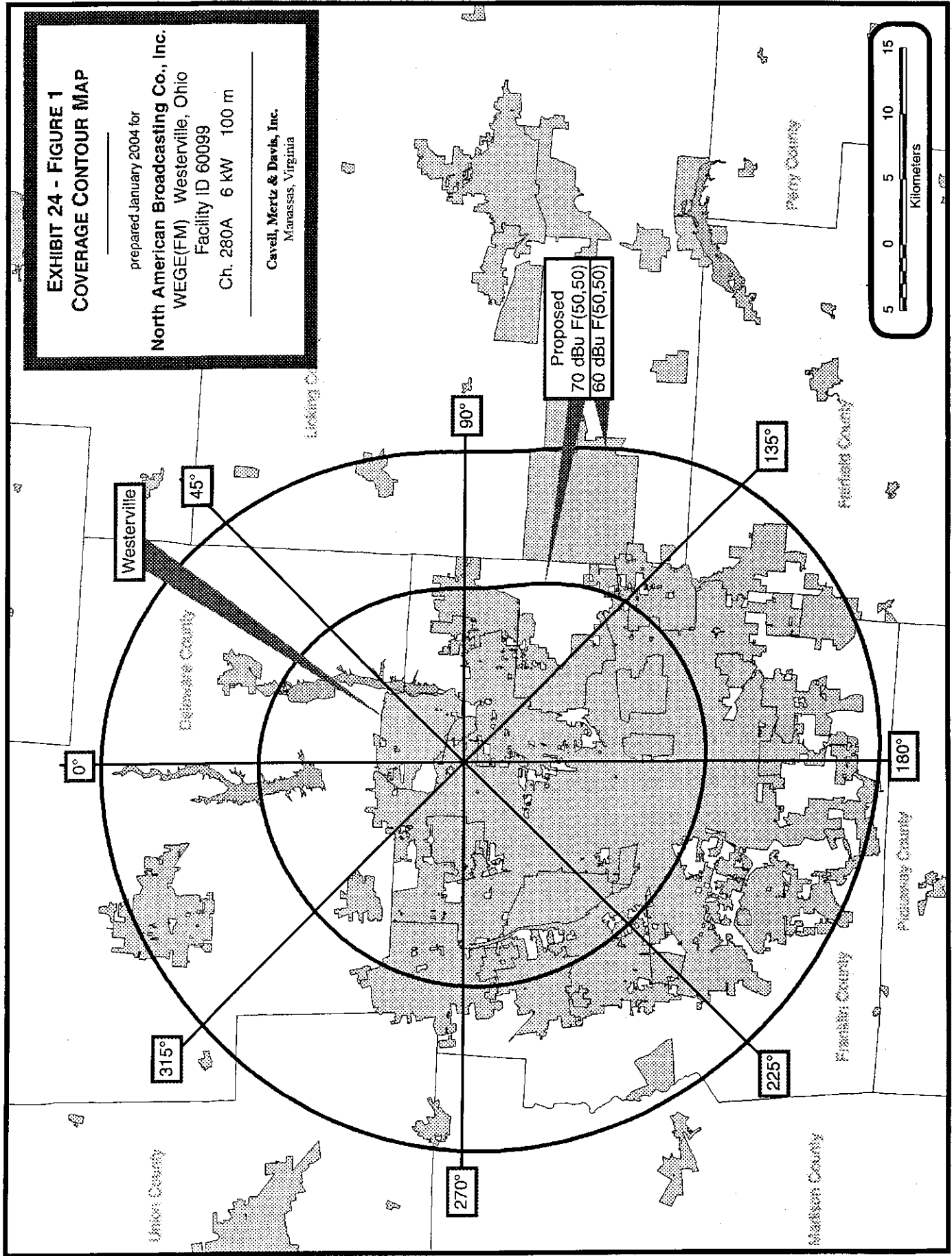


Exhibit 29 - Statement B
ENVIRONMENTAL CONSIDERATIONS
prepared for
North American Broadcasting Co., Inc.
WEGE(FM) Westerville, Ohio
Facility ID 60099
Ch. 280A 6.0 kW 100 m

Nature of The Proposal

North American Broadcasting Co., Inc. ("North American"), licensee of radio station WEGE(FM) Westerville, Ohio, herein proposes to relocate WEGE to a new tower structure at a different site location and increase its effective radiated power (ERP) to 6 kilowatts. The instant proposal is not believed to have a significant environmental impact as defined under §1.1306 of the Commission's Rules. Based on information provided by the applicant, it is believed that the provisions of §1.1307(a)(1-8) of the Commission's Rules would not apply in this case. Consequently, preparation of an Environmental Assessment is not required.

Human Exposure to Radiofrequency Radiation

The proposed operation was evaluated for human exposure to radiofrequency ("RF") electromagnetic fields using the procedures outlined in the Commission's OET Bulletin No. 65 ("OET 65"). OET 65 describes a means of determining whether a proposed facility exceeds the radiofrequency exposure guidelines adopted in §1.1310. Under present Commission policy, a facility may be presumed to comply with the limits specified in §1.1310 if it satisfies the exposure criteria set forth in OET 65. Based upon that methodology, and as demonstrated in the following, the proposed transmitting system will comply with the cited adopted guidelines.

North American proposes to employ a transmitting antenna such that its center of radiation is 102 meters above ground. A maximum ERP of 6 kilowatts, circularly polarized, will be employed. The "uncontrolled/general population" limit specified in §1.1310 for FM radio frequency is $200 \mu\text{W}/\text{cm}^2$. RF plane wave power density is predicted pursuant to OET 65, equation (9):

$$S = (33.4098) (F^2) (ERP) / D^2$$

Exhibit 29 - Statement B
ENVIRONMENTAL CONSIDERATIONS
(Page 2 of 3)

Where:

S	=	RF power density in microwatts/cm ²
ERP	=	total ERP in Watts
F	=	relative field factor
D	=	distance in meters

Using this formula, the proposed facility would contribute an RF power density of 40.1 $\mu\text{W}/\text{cm}^2$ at two meters above ground level near the antenna support structure, or 20 percent of the general population/uncontrolled limit. When the antenna's actual vertical (elevation) pattern is employed, the calculated RF power density near the ground is reduced. At ground level locations away from the base of the tower, the calculated RF power density is even lower, due to the increasing distance from the transmitting antenna

According to the FCC's CDBS database, the nearest authorized FM station is WOBN(FM) (Ch. 268D, Westerville, OH), at 3.9 km from the proposed WEGE facility. There are no other authorized AM, FM or television within 5 km. At these large distances, consideration of other broadcast station emitters is not necessary.

Safety of Tower Workers and the General Public

As demonstrated herein, excessive levels of RF energy attributable to the proposal will not be caused at publicly accessible areas at ground level near the antenna supporting structure. Consequently, members of the general public will not be exposed to RF levels in excess of the Commission's guidelines. Nevertheless, tower access will be restricted and controlled through the use of a locked fence. Additionally, appropriate RF exposure warning signs will be posted.

With respect to worker safety, it is believed that based on the preceding analysis, excessive exposure would not occur in areas at ground level. A site exposure policy will be employed protecting maintenance workers from excessive exposure when work must be performed on the tower in areas where high RF levels may be present. Such protective measures may include, but will

Exhibit 29 - Statement B
ENVIRONMENTAL CONSIDERATIONS
(Page 3 of 3)

not be limited to, restriction of access to areas where levels in excess of the guidelines may be expected, power reduction, or the complete shutdown of facilities when work or inspections must be performed in areas where the exposure guidelines will be exceeded. On-site RF exposure measurements may also be undertaken to establish the bounds of safe working areas. The applicant agrees to cooperate with any future licensees operating on or near this tower structure.

ENGINEERING EXHIBIT

Application for
Construction Permit
prepared for
North American Broadcasting Co., Inc.
WEGE(FM) Westerville, Ohio
Facility ID 60099

Ch. 280A 6 kW 100 m

Table of Contents

FCC Form	FCC Form 301, Section III-B
<u>Exhibit 24</u>	
Statement A	Nature of the Proposal
Figure 1	Coverage Contour Map
Table 1	Allocation Spacing Summary
<u>Exhibit 29</u>	
Statement B	Environmental Considerations

This material supplies a "hard copy" of the engineering portions of this application as entered January 7, 2004 for filing electronically. Since the FCC's electronic filing system may be accessed by anyone with the applicant's name and password, and electronic data may otherwise be altered in an unauthorized fashion, we cannot be responsible for changes made subsequent to our entry of this data and related attachments.

Section III-B - FM Engineering

TECHNICAL SPECIFICATIONS

Ensure that the specifications below are accurate. Contradicting data found elsewhere in this application will be disregarded. All items must be completed.

The response "on file" is not acceptable.

TECH BOX

1.	Channel Number: 280
2.	Class (select one): <input type="radio"/> A <input type="radio"/> B <input type="radio"/> C <input type="radio"/> C1 <input type="radio"/> C2 <input type="radio"/> C3 <input type="radio"/> C4 <input type="radio"/> C5 <input type="radio"/> C6 <input type="radio"/> C7 <input type="radio"/> C8 <input type="radio"/> C9 <input type="radio"/> C10
3.	Antenna Location Coordinates: (NAD 27) Latitude: Degrees 40 Minutes 5 Seconds 24 <input type="radio"/> North <input type="radio"/> South Longitude: Degrees 82 Minutes 56 Seconds 52 <input type="radio"/> West <input type="radio"/> East
4.	One Step Proposal Allotment Coordinates: (NAD 27) <input type="radio"/> Not Applicable Latitude: Degrees Minutes Seconds <input type="radio"/> North <input type="radio"/> South Longitude: Degrees Minutes Seconds <input type="radio"/> West <input type="radio"/> East
5.	Antenna Structure Registration Number: <input type="checkbox"/> Not Applicable <input checked="" type="checkbox"/> Notification filed with FAA
6.	Overall Tower Height Above Ground Level: 106meters
7.	Height of Radiation Center Above Mean Sea Level: 367 meters(H) 367 meters(V)
8.	Height of Radiation Center Above Ground Level: 102meters(H) 102meters(V)
9.	Height of Radiation Center Above Average Terrain: 100meters(H) 100meters(V)
10.	Effective Radiated Power: 6 kW(H) 6 kW(V)
11.	Maximum Effective Radiated Power: <input checked="" type="checkbox"/> Not Applicable <input type="checkbox"/> Beam-Tilt Antenna ONLY
12.	Directional Antenna Relative Field Values: <input checked="" type="checkbox"/> Not applicable (Nondirectional) <input type="checkbox"/> No Rotation Rotation (Degrees): 0

Additional Azimuths	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
300	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
240	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
180	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
120	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
60	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
0	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
310	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
250	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
190	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
130	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
70	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
10	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
20	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
80	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
140	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
200	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
260	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
320	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
30	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
90	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
150	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
210	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
270	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
330	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
40	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
100	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
160	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
220	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
280	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
340	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
50	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
110	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
170	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
230	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
290	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
350	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value

Relative Field Polar Plot

NOTE: In addition to the information called for in this section, an explanatory exhibit providing full particulars must be submitted for each question for which a "No" response is provided.

CERTIFICATION

AUXILIARY ANTENNA APPLICANTS ARE NOT REQUIRED TO RESPOND TO ITEMS 13-16. PROCEED TO ITEM 17.

13.	Allotment. The proposed facility complies with the allotment requirements of 47 C.F.R. Section 73.203.	<input checked="" type="radio"/> Yes <input type="radio"/> No
	See Explanation in Exhibit 211	

14.	Community Coverage. The proposed facility complies with 47 C.F.R. Section 73.315.	<input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 22]
15.	Main Studio Location. The proposed main studio location complies with 47 C.F.R. Section 73.1125.	<input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 23]
16.	Interference. The proposed facility complies with all of the following applicable rule sections: Check all those that apply:	
<div style="float: right; text-align: right;"> <input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 24] </div> <p>Separation Requirements.</p> <p><input checked="" type="checkbox"/> a) 47 C.F.R. Section 73.207</p> <p>Grandfathered Short-Spaced.</p> <p><input type="checkbox"/> b) 47 C.F.R. Section 73.213(a) with respect to station(s): [Exhibit 25] Exhibit required</p> <p><input type="checkbox"/> c) 47 C.F.R. Section 73.213(b) with respect to station(s): [Exhibit 26] Exhibit required</p> <p><input type="checkbox"/> d) 47 C.F.R. Section 73.213(c) with respect to station(s): [Exhibit 27] Exhibit required.</p> <p>Contour Protection</p> <p><input type="checkbox"/> e) 47 C.F.R. Section 73.215 with respect to station(s): [Exhibit 28] Exhibit required.</p>		
17.	Environmental Protection Act. The proposed facility is excluded from environmental processing under 47 C.F.R. Section 1.1306 (i.e., The facility will not have a significant environmental impact and complies with the maximum permissible radiofrequency electromagnetic exposure limits for controlled and uncontrolled environments). Unless the applicant can determine compliance through the use of the RF worksheets in Appendix A, an Exhibit is required. By checking "Yes" above, the applicant also certifies that it, in coordination with other users of the site, will reduce power or cease operation as necessary to protect persons having access to the site, tower or antenna from radiofrequency electromagnetic exposure in excess of FCC guidelines.	<input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 29]
PREPARERS CERTIFICATION ON PAGE 3 MUST BE COMPLETED AND SIGNED.		

SECTION III - PREPARER'S CERTIFICATION

I certify that I have prepared Section III (Engineering Data) on behalf of the applicant, and that after such preparation, I have examined and found it to be accurate and true to the best of my knowledge and belief.

Name MICHAEL D. RHODES, P.E.		Relationship to Applicant (e.g., Consulting Engineer) CONSULTING ENGINEER	
Signature		Date 1/7/2004	
Mailing Address CAVELL, MERTZ & DAVIS, INC. 7839 ASHTON AVE.			
City MANASSAS	State or Country (if foreign address) VA	Zip Code 20109 -	
Telephone Number (include area code) 7033929090	E-Mail Address (if available) MRHODES@CMDCONSULTING.COM		

WILLFUL FALSE STATEMENTS ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001), AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 312(a)(1)), AND/OR FORFEITURE (U.S. CODE, TITLE 47, SECTION 503).

Exhibits

Exhibit 4

Description: EXHIBIT 4 - COMPLIANCE WITH RADIO MULTIPLE OWNERSHIP

ATTACHED AS FIGURE 1 IS A MAP DEPICTING THE OVERLAPPING PRINCIPAL COMMUNITY COVERAGE CONTOURS OF NORTH AMERICAN BROADCASTING'S PERTINENT, COMMONLY OWNED STATIONS; WEGE(FM), WBZX(FM), AND WMNI(AM). AS SHOWN THEREON, THERE ARE AT LEAST TEN (10) OTHER COMMERCIAL OPERATING STATIONS WITH TRANSMITTER SITES WITHIN THE COLLECTIVE PRINCIPAL COMMUNITY CONTOURS OF THE THREE COMMONLY OWNED STATIONS. EVEN IF THERE WERE ONLY THIRTEEN COMMERCIAL STATION OPERATING IN COLUMBUS, OHIO, THE COMMON OWNERSHIP OF THREE OF THOSE STATIONS WOULD NOT EXCEED THE 50% THRESHOLD. THUS, THE PROPOSED RELOCATION OF WEGE(FM) CONTINUES TO COMPLY WITH SECTION 73.3555 OF THE COMMISSION'S RULES.

Attachment 4

Description
Exhibit 4 - Engineering Exhibit - Radio Multiple Ownership

Exhibit 24

Description: EXHIBIT 24 - NATURE OF PROPOSAL - ALLOCATION CONSIDERATIONS

ATTACHED AS EXHIBIT 24

Attachment 24

Description
Exhibit 24 - Nature of Proposal - Allocation Considerations

Exhibit 29

Description: EXHIBIT 29 - ENVIRONMENTAL CONSIDERATIONS

ATTACHED AS EXHIBIT 29

Attachment 29

Description
Exhibit 29 - Environmental Considerations